

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

883J0415

HOUSE BILL NO. 1075

Introduced by: Representative McCaulley and Senator Bogue at the request of the Code Commission

1 FOR AN ACT ENTITLED, An Act to codify legislation enacted in 2003.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 2-16-13 be amended to read as follows:

4 2-16-13. The official code of laws of the State of South Dakota, which may be referred to
5 as the code, consists of all the statutes of a general and permanent nature contained in:

6 (1) The 1978 revision of volume 1;

7 (2A) The ~~1992~~ 2003 revision of volume 2A;

8 (2B) The 1994 revision of volume 2B;

9 (3A) The 1993 revision of volume 3A;

10 (3B) The 1995 revision of volume 3B;

11 (4A) The 1996 revision of volume 4A;

12 (4B) The 1995 revision of volume 4B;

13 (5) The 2002 revision of volume 5;

14 (6) The 2001 revision of volume 6;

15 (7A) The 1995 revision of volume 7A;



- 1 (7B) The 1987 revision of volume 7B;
- 2 (8A) The 1998 revision of volume 8A;
- 3 (8B) The 1998 revision of volume 8B;
- 4 (9A) The 1999 revision of volume 9A;
- 5 (9B) The 1997 revision of volume 9B;
- 6 (10A) The 1984 revision of volume 10A;
- 7 (10B) The 2002 revision of volume 10B;
- 8 (11A) The 1994 revision of volume 11A;
- 9 (11B) The 1999 revision of volume 11B;
- 10 (11C) The ~~2000~~ 2003 revision of volume 11C;
- 11 (12A) The 1996 revision of volume 12A;
- 12 (12B) The 2002 revision of volume 12B;
- 13 (13A) The 1997 revision of volume 13A;
- 14 (13B) The 1999 revision of volume 13B;
- 15 (14A) The 2000 revision of volume 14A;
- 16 (14B) The ~~1993~~ 2003 revision of volume 14B;
- 17 (15A) The 1990 revision of volume 15A;
- 18 (15B) The 2001 revision of volume 15B;
- 19 (16A) The 2000 revision of volume 16A;
- 20 (16B) The 1993 revision of volume 16B;
- 21 (17) The 2001 revision of the Parallel Tables volume;
- 22 (18) The ~~2002~~ 2003 pocket supplements; and
- 23 (19) The November ~~2002~~ 2003 Advance Code Service of the South Dakota Codified
- 24 Laws beginning with Title 1, chapter 1-1 and ending with Title 62, chapter 62-9.

1 Section 2. That § 2-16-15 be amended to read as follows:

2 2-16-15. No provision of the code enacted by § 2-16-13, as to which any action or
3 proceeding, civil or criminal, has been commenced prior to July 1, ~~2003~~ 2004, to determine
4 whether or not such provision was constitutionally enacted, is validated by the enactment of this
5 code.

6 The enactment of the code:

- 7 (1) Does not affect the validity of any transaction;
8 (2) Does not impair the curative or legalizing effect of any statute; and
9 (3) Does not release or extinguish any penalty, confiscation, forfeiture, or liability; which
10 accrued, occurred, or took effect prior to the time the code took effect.

11 Section 3. That § 2-16-16 be amended to read as follows:

12 2-16-16. All statutes, other than this code, enacted at the ~~2003~~ 2004 session of the
13 Legislature shall be deemed to have been enacted subsequently to the enactment of this code.
14 If any such statute repeals, amends, contravenes, or is inconsistent with the provisions of this
15 code, the provisions of the statute shall prevail. Any enactment in the ~~2003~~ 2004 session of the
16 Legislature which cites South Dakota Codified Laws for the purpose of amendment or repeal,
17 shall be construed as having reference to the code enacted by § 2-16-13.